itioner's Docket No. 3470.002A

NOV 2 7 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of:

Florio, Vito V.; Michaels, Richard L.

pplication No.: 09/955,598

Group No.: 2166

Filed:

September 18, 2001

Examiner: n/a

For:

SYSTEM AND METHOD FOR PRESCRIBING UNREGULATED THERAPEUTIC

SUBSTANCES IN AN INTEGRATED HEALTH CARE PROGRAM

**Assistant Commissioner for Patents** Washington, D.C. 20231

> TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT WITHIN THREE MONTHS OF FILING OR BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. section 1.97(b))

# IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. section 1.97(b).

Reg. No.: 40,693

Tel. No.: -727-538-3800 Customer No.: 24040

Signature of Practitioner

Dennis G. LaPointe Mason & Associates, P.A.

17757 US Hwy 19 N., Suite 500

Clearwater, FL 33764

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. section 1.10

I hereby certify that, on the date shown below, this correspondence is being:

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(Transmittal of Information Disclosure Statement Within Three Months of Filing or Before Mailing of First Office Action-page 1 of 1) Practitioner's Docket No. 3470.002A

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#### INFORMATION DISCLOSURE STATEMENT

List of Sections Forming Part of This Information Disclosure Statement

DEC 1 1 2001
Technology Center 2100

CERTIFICATION UNDER 37 C.F.R. Sections 1.8(a) and 1.10\*

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#### TRANSMISSION

[] transmitted by facsimile to the Patent and Trademark Office (703)

Date: 11-27-01

Lia H. Costello, Legal Assistant

(type or print name of person certifying)

(Information Disclosure Statement-page 1 of 3)

The following sections are being submitted for this Information Disclosure Statement:

- 1. Preliminary Statements
- 2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
- 3. Copies of Listed Information Items Accompanying This Statement
- 4. Identification of Person(s) Making This Information Disclosure Statement

### Section 1. Preliminary statements

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Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. section 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

### Section 2. Forms PTO/SB/08A and 08B (substitute for Form PTO-1449)

(Insert form(s) PTO/SB/08A [Form 6-2] and/or form(s) PTO/SB/08B [Form 6-2.1].)

# Section 3. Copies of Listed Information Items Accompanying This Statement

Legible copies of all items listed in Forms PTO/SB/08A and 08B (substitute for Form PTO-1449) accompany this information statement.

# Section 4. Identification of Person Making This Information Disclosure Statement

The person making this certification is:

a. the practitioner who signs below on the basis of the information supplied by the inventor(s), supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. section 1.56(c)), and in the practitioner's file.

Date:

Reg. No.: 40,693

Tel. No.: 727-538-3800 Customer No.: 24040 Signature of Practitioner

Dennis G. LaPointe

Mason & Associates, P.A.

17757 US Hwy 19 N., Suite 500

Clearwater, FL 33764

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Under the Paperwork Reduction Act of 1995

Substitute for form 1449A/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

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Complete if Known				
Application Number	09/955,598			
Filing Date	09/18/2001			
First Named Inventor	Vito V. Florio			
Group Art Unit	2166			
Examiner Name	n/a			
Attorney Docket Number	3470.002A			

	U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	U.S. Patent Document  Number Kind Code² (if known)		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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	02	5.758,095		Albaum et al.	05/26/1998	
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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.